

ORIGINAL

Before The  
Federal Communications Commission  
Washington D.C. 20554

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In the Matter of )  
 )  
Amendment of Section 73.202(b) )  
Table of Assignments )  
FM Broadcast Stations )  
Kasilof, Alaska )

MM Docket No. 94-62

RECEIVED

SEP 26 1994

To: Chief, Policy and Rules Division

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF SECRETARY

REPLY COMMENTS

William Glynn ("Glynn"), by his counsel, hereby respectfully submits its Reply Comments in response to the Notice of Proposed Rulemaking released by the Commission on June 28, 1994, in MM Docket 94-62, RM-8444.<sup>1</sup> Glynn is the proponent of the proposed allotment of FM channel 229A to Kasilof, Alaska, and has requested the amendment of the FM Table of Allotments in Section 73.202(b) of the Commission's rules to include Kasilof, Alaska, as follows:

City	Channel Number	
	Present	Proposed
Kasilof, Alaska	---	229A

In a Counterproposal filed by Christian Broadcasting, Inc., on August 16, 1994, CBI requests the allocation of Channel 229C2 to Anchorage, Alaska, and the concomitant allocation of channel 233A, not 229A, to Kasilof, as follows.

City	Channel Number	
	Add	Delete
Kasilof, Alaska	229A	---
Anchorage, Alaska	229C2	---

<sup>1</sup> Reply comments were due to be filed on September 3, 1994, which date fell on a Saturday, during which the FCC was officially closed. Monday, September 5, 1994, was a federal holiday, Labor Day, during which the FCC was once again officially closed. Consequently, these Reply Comments, filed on the first date the FCC is officially open after September 3, 1994, are timely filed.

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Glynn objects to CBI's counterproposal and makes the following counterproposal:

City	Channel Number	
	Add	Delete
Kasilof, Alaska	290A	---
Anchorage, Alaska	229C2	---

Glynn believes this proposal better serves the public interest for the following reasons. Channel 233A is only 200 kHz removed from channel 232A, assigned to Houston, Alaska. While this situation meets the minimum separation requirements contained in the Commission's rules at the present time, such an allocation scheme would bar the upgrade of either channel to a class C channel in the future. In the alternative, the allocation of channel 290A would meet minimum separation requirements and would allow for an upgrade to a Class C channel in the future. This situation would create the potential for improved service to a greater number of listeners in two different markets through a larger service area, which is in the public interest, especially in a market which has traditionally suffered from a lack of such service such as Alaska. CBI's counterproposal would bar such potential expansion of service.<sup>2</sup>

If the allotment of the proposed channel 290A is made to Kasilof, Glynn, a resident of Kasilof, will apply for a license to build and operate an FM station on that channel.

WHEREFORE, the foregoing premises considered, William Glynn hereby respectfully renews its petition to the Commission to amend

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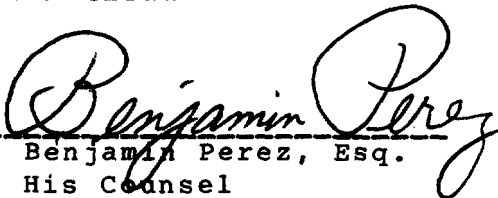
<sup>2</sup> See the engineering information contained in the Statement of William J. Glynn, Jr., and the Proposed Alternative Allocation prepared by William J. Glynn, Jr. in Exhibit A.

Section 73.202(b) of the Commission's rules to include the allotment of channel 290A in Kasilof, Alaska.

Respectfully submitted,

WILLIAM GLYNN

By:

  
Benjamin Perez, Esq.  
His Counsel

Dated: September 6, 1994

EXHIBIT A

GLYNN STATEMENT

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the Foregoing Reply Comments was served via First Class Mail, postage prepaid, upon the following person on this 6th day of September, 1994:

Russell C. Powell, Esq.  
Taylor Thiemann & Aitken  
908 King Street  
Suite 300  
Alexandria VA 22314

A handwritten signature in dark ink, appearing to read "Robert E. Kelly", is written over a horizontal dashed line.

Robert E. Kelly, Esq.

## PROPOSED ALTERNATE ALLOCATION

KASILOF, AK

PREPARED BY

WILLIAM J. GYNN, JR.

CH 290A, 105.9mhz

200khz	400khz	600khz	10.6/10.8mhz
106.1/291	106.3/292	106.5/293	95.3/237
105.7/289	105.5/288	105.3/287	95.1/236

FCC part 73.202(b), table of assignments, lists CH 290c2 assigned to Ketchikan, AK but is 1297km/806mi away. CH 292A is assigned to Juneau, AK but is 1000km/623mi away. CH's 287C1 and 293C are assigned to Anchorage, AK but at a distance of 129km/80mi away. These distances more than meet the requirements of 73.207(b)(1).

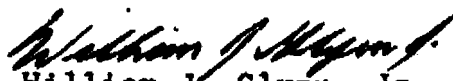
STATEMENT OF  
WILLIAM J. GLYNN, JR.

I have reviewed information in the Christian Broadcasting, Inc. counterproposal.

CH 229A was my first choice for Kasilof, AK because it would serve the market with the least possibility of interference from and to other stations as well as having good dial position. CH 229A is still my first choice for Kasilof.

I understand the crowded Anchorage market condition and realize that CH 229 is the only remaining channel that will work for that area. Therefore I am willing to accept another channel assignment to Kasilof. However, the Christian Broadcasting, Inc. proposal of CH 233A is unsatisfactory. It is only 200khz removed from CH 232A, assigned to Houston, AK. While this meets the seperation requirements of 73.207(b)(1) for the present, it would be difficult if not impossible for either Kasilof or Houston to ever upgrade to class C. Additionally, there has been some talk of moving the Houston allocation closer to Anchorage. This would increase the potential for interference,

A better alternative is Ch 290A. It meets the seperation requirements of 73.207(b)(1) and can be upgraded to a C in the future if the population groth of the Kenai Peninsula warrants expansion.

  
William J. Glynn, Jr.

8/27/94